

1 R. BRIAN DIXON, Bar No. 076247
2 LAURA E. HAYWARD, Bar. No. 204014
3 LITTLER MENDELSON
4 A Professional Corporation
5 650 California Street, 20th Floor
6 San Francisco, CA 94108.2693
7 Telephone: 415.433.1940

8 Attorneys for Defendant
9 DHL EXPRESS (USA) INC.

10 STEPHEN B. MORRIS, Bar No. 126192
11 MORRIS AND ASSOCIATES
12 444 West C Street, Suite 300
13 San Diego, CA 92101
14 Telephone: 619.239.1300

15 WALTER HAINES, Bar No. 71075
16 UNITED EMPLOYEES LAW GROUP, P.C.
17 65 Pine Avenue #312
18 Long Beach, CA 90802
19 Telephone: 877.696.8378

20 Attorneys for Plaintiffs

21 UNITED STATES DISTRICT COURT
22 NORTHERN DISTRICT OF CALIFORNIA

23 RICHARD HOM, an individual on behalf
24 of himself and JUSTIN KELLEY, an
25 individual on behalf of himself and on
26 behalf of all persons similarly situated,

27 Plaintiffs,

28 v.

DHL EXPRESS (USA), INC., an Ohio
corporation conducting business in the
State of California, and DOES 1 through
10,

Defendants.

Case No. CV-08-3756 JL


**STIPULATION AND ~~PROPOSED~~ ORDER
VACATING CASE MANAGEMENT
CONFERENCE**

Date: January 20, 2010
Time: 10:30 a.m.


1 Plaintiffs Richard Hom and Justin Kelley ("Plaintiffs") and Defendant DHL Express
 2 (USA) Inc., ("Defendant") (the "Parties") submit this Stipulation and Proposed Order Vacating Case
 3 Management Conference set for January 20, 2010 at 10:30 a.m. before Judge James Larson.

4 The Court has approved the parties Joint Motion for Preliminary Approval of Class
 5 Action Settlement and has set a final approval hearing for April 14, 2010 at 9:30 a.m. The parties
 6 are currently carrying out their respective duties under the settlement agreement and do not believe a
 7 case management conference is necessary at this time. As a result, the parties hereby request that the
 8 case management conference set for January 20, 2010 be vacated.

9 Dated: January 13, 2010

11 
 12 STEPHEN B. MORRIS
 13 MORRIS AND ASSOCIATES
 14 Attorneys for Plaintiffs

15 Dated: January 13, 2010

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 17 R. BRIAN DIXON
 18 LAURA E. HAYWARD
 19 LITTLER MENDELSON
 20 A Professional Corporation
 21 Attorneys for Defendant
 22 DHL EXPRESS (USA) INC.

23 IT IS SO ORDERED.

24 Dated: January 14, 2010

25 
 26 UNITED STATES DISTRICT JUDGE
 27 JAMES LARSON
 28